

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0900 Department of Parks & Tourism

ACT#: 31-1SS

SECTION#: 4

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

PARK BUDGET ALLOCATION. Prior to July 1 of each fiscal year, the Legislative Council or the Joint Budget Committee shall review the Parks and Tourism Department's plan for the upcoming year of amounts to be disbursed for each park or other entity from the funds appropriated for State Operations of this Act. The request for review from the agency shall include amounts to be disbursed for each entity for the upcoming fiscal year compared to the current fiscal year's anticipated expenditures and the previous fiscal year's actual expenditures with any additional detail as may be required by the reviewing body. The Parks and Tourism Department shall also prepare a semiannual status report for the reviewing body comparing six-month and fiscal year actual expenditures to intended disbursements reviewed under this Section.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRAILS FOR LIFE APPROPRIATION CARRY FORWARD. Any unexpended balances of the appropriations authorized in Section 22 herein, which remain at the close of the fiscal year ending June 30, ~~2004~~ 2006, shall be carried forward and made available for the same purposes for the fiscal year ending June 30, ~~2005~~ 2007.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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SECTION#: 25

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CONSERVATION TAX APPROPRIATION CARRY FORWARD. Any unexpended balances of the appropriations authorized in Section 6 hereof, for item (06) Special Maintenance and item (05) Construction which remain at the close of the Fiscal Year ending June 30, ~~2004~~ 2006, shall be carried forward and made available for the same purposes for the fiscal year ending June 30, ~~2005~~ 2007.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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SECTION#: 26

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

SPECIAL MAINTENANCE. The funds appropriated in Section 6 of this Act for Parks and Museums System Special Maintenance shall be expended, after receiving prior approval by the Arkansas Legislative Council or Joint Budget Committee, for a special maintenance program for the Park System. The funds provided will be used for repair and upkeep of parks and museum facilities and the Ozark Folk Center that have been deferred due to lack of funds in the individual budgets of the parks and museums or of the Ozark Folk Center.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Department of Parks and Tourism may operate more efficiently if some flexibility is provided to the Department of Parks and Tourism authorizing broad powers under this Section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section or the Special Maintenance line item. If the requirement of approval by the Legislative Council or Joint Budget

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EXECUTIVE RECOMMENDATION

Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section and the Special Maintenance line item in Section 6 is void.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CASH PRIZES - STATE PARKS. The Department of Parks & Tourism is hereby authorized to award merchandise, gift certificates and cash prizes to contestants in various special events authorized by the Director of State Parks. Such prizes may be awarded to the 1st, 2nd and 3rd prize winners and shall be payable from the maintenance and operation line item of the Parks Cash Fund. The cash prizes, in aggregate, for all contests, shall not exceed \$10,000 per fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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EXECUTIVE RECOMMENDATION

BRONZE INDIAN. The Department of Parks & Tourism is hereby authorized to utilize Maintenance and General Operation appropriations in Section 3 of this Act for the care and upkeep of the Bronze Indian erected on the Caddo River.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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EXECUTIVE RECOMMENDATION

MISSISSIPPI RIVER DOMESTIC - INTERNATIONAL MARKETING PLAN. Of the funds appropriated to the Department of Parks and Tourism - Great River Road for operating expenses by Item (04) in Section 3 of this Act, up to ~~\$10,000~~ \$15,000 each year is authorized to be utilized for the implementation of the Mississippi River Domestic - International Marketing Plan.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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SECTION#: 30

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

REGIONAL TOURIST PROMOTION AGENCY GRANT RESTRICTION. Of the amount appropriated in Item (06) of Section 3 for "Tourist Promotion", no funds shall be expended for grants until such time as the grantee organization shall show proof of expenditures from non-state funds an amount equal to one-half of the grant amount.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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SECTION#: 31

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

PURCHASE OF UNIFORMS. The Department of Parks and Tourism is hereby authorized to purchase from "Maintenance and General Operations" appropriations provided by this Act, uniforms for Parks personnel, Museum Services personnel, Tourist Information Center personnel, and uniforms and blazers to be used by employees of the Department of Parks and Tourism who are staffing sports shows, travel shows and other special promotional programs and special theme costumes or uniforms for state parks. Provided further, that any clothing purchased under the provisions stated in this section shall remain the property of the Department of Parks and Tourism and shall be surrendered upon request of the Department or upon termination of employment of the individual to whom the clothing was issued.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

Arkansas Code 13-9-101, concerning the Arkansas Entertainers Hall of Fame Board, is hereby amended by adding a new subsection to read as follows:

(d) There is hereby transferred all authority, rights, powers, duties, records, personnel, property, unexpended balances of appropriations, allocations, or other funds, privileges and jurisdiction in conformance with (A.C.A. 13-9-101 et seq.) belonging or granted to the Arkansas Entertainers Hall of Fame Board to the Department of Parks and Tourism.

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EXECUTIVE RECOMMENDATION

TOURISM ATTRACTION FEASIBILITY GRANT PROGRAM. Of the funds appropriated to the Department of Parks and Tourism for grants by Item (05) in Section 3 of this Act, the Department is authorized to make grants to cities and counties on a one to one dollar matching basis, up to \$15,000 in state funds per grant, for the purpose of feasibility studies for tourism attractions. The Department is authorized to promulgate rules and regulations for the administration of this tourism attraction feasibility grant program.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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EXECUTIVE RECOMMENDATION

MOTORCOACH INCENTIVE PAYMENTS. (9) Incentive payments to eligible applicants under the Motorcoach Incentive Act of 1999 as administered by the Director of the Department of Parks and Tourism. The Chief Fiscal Officer of the State is hereby authorized to transfer such amounts as certified by the Director of the Department of Parks and Tourism from the Miscellaneous Revolving Fund to the Motorcoach Carrier Incentive Program Fund, for the purposes established in A.C.A. §23-13-501 et seq.

AGENCY REQUEST